IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

THURSDAY THE FIRST DAY OF FEBRUARY TWO THOUSAND AND SEVEN

: PRESENT:

THE HON'BLE SRI JUSTICE: **BILAL NAZKI**

AND

THE HON'BLE SRI JUSTICE: **NOOTY RAMAMOHANA RAO**

AS. No. 1019 of 2004

(Appeal under Section 54 of L.A.Act against the Judgment and decree of the Court of the I Additional Assistant Sessions Judge, R.R.District at Saroornagar made in OP.No. 139 of 1988 dated. 12-09-1997)

Between:

Mohd. Akbar, S/o. Roshan Ali.

Appellant

AND

Land Acquisition Officer cum Revenue Divisional Officer, Hyderabad East Division, R.R.District at Hyderabad.

Respondent

The Appeal coming on for hearing upon perusing the petition and Grounds filed herein and upon hearing the arguments of Sri G.Sathya Veer Reddy, Advocate for the Appellant and of G.P. for Land Acquisition on behalf of the Respondent.

The Court made the following **ORDER:**

" The possession of land in question was taken by the Forest Department in pursuance of a notification under Section 4(1) of the Land Acquisition Act issued on 18-04-1979. This notification was later withdrawn by the State claiming adverse possession vide G.O.Ms.No. 432, dated. 28-01-1987. This was questioned in the High Court and the High Court ordered that a notification be issued afresh.

The facts reveal that the land was in fact taken over by the State in the year 1954, award was passed on 12-05-1988 and the Land Acquisition Officer fixed the Compensation at Rs. 30/- per square yard and the Civil Court enhanced it to Rs. 50/- per square yard.

The compensation has been fixed on the basis of a notification issued in the year 1988 whereas the land was taken possession of in the year 1954.

During the course of hearing, the Court had suggested a compromise and the claimant had submitted that he would be satisfied if a total compensation of Rs. 2,50,000/- was paid to him. The case has been adjourned on several occasions to enable the learned Government Pleader to obtain instructions. Today, the learned Government Pleader submits that inspite of their best efforts and inspite of the fact that even the Advocate General had written a letter to the District Collector, Ranga Reddy District there has been no response from the Officers concerned.

In this view of the matter, let the Principal Chief Conservator of Forests, Government of Andhra Pradesh, Hyderabad and the District Collector, Ranga Reddy District remain present before this Court on 08-02-2007.

This order shall be communicated by the learned Government Pleader to the Officers concerned.

List on 08-02-2007."

SD- K.DAULAT KUMAR

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The I Additional Assistant Sessions Judge (I Additional Subordinate Judge), R.R.District at Saroornagar, Hyderabad.
2. The Principal Chief Conservator of Forests, Government of Andhra Pradesh, Hyderabad.

3. The District Collector, Ranga Reddy District at Hyderabad.
   (**2 & 3 by Spl. Messenger with a direction to remain present before this Court on 08-02-2007 at 10.30 A.M.**)
4. The Land Acquisition Officer cum Revenue Divisional Officer, Hyderabad East Division, R.R.District at Hyderabad.
5. Two CCs to G.P. for Land Acquisition, High Court of A.P.Hyderabad. (**By Spl. Messenger**)
6. One CC to Sri G.Sathya Veer Reddy, Advocate(OPUC)
7. Two spare copies.

SAH

HIGH COURT

BNJ & MVRJ

DATED: 01-02-2007

NOTE: LIST ON 08-02-2007

ORDER

AS.NO. 1019 OF 2004

DIRECTION

DRAFTED BY: SAH
APPROVED BY:
DRAFTED ON: 02-02-2007

HIGH COURT

BNJ & MVRJ

DATED: 01-02-2007

NOTE: LIST ON 08-02-2007

ORDER

AS.NO. 1019 OF 2004

DIRECTION